

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
EASTERN DIVISION

## **Decision by Court.**

This action came before United States District Judge Terrence W. Boyle for the consideration of the parties' cross-motions for summary judgment.

**IT IS ORDERED, ADJUDGED AND DECREED** that the plaintiff's motion for summary judgment is GRANTED, the defendant's motion is DENIED and the clerk is DIRECTED to close the file.

This judgment filed and entered on March 12, 2013, and served on:

Seth Morgan Wood (via CM/ECF Notice of Electronic Filing)  
Michael J. Parrish (via CM/ECF Notice of Electronic Filing)

March 12, 2013

/s/ Julie A. Richards,  
Clerk of Court